

Sec. 29. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 24, 1975: Yeas 104, Nays 15, and 3 present not voting; passed by the Senate on May 31, 1975, by a viva-voce vote.

Approved June 19, 1975.

Effective Sept. 1, 1975, 90 days after date of adjournment.

WEATHER MODIFICATION PERMITS

CHAPTER 538

H. B. No. 1089

An Act relating to issuance of weather modification permits; amending Sections 14.002, 14.061, and 14.063 of the Water Code, as amended; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Section 14.002, Water Code, is amended¹⁴ to read as follows:

"Sec. 14.002. Definitions

"As used in this chapter, unless the context requires a different definition:

"(1) 'board' means the Texas Water Development Board;

"(2) 'weather modification and control' means changing or controlling, or attempting to change or control, by artificial methods, the natural development of atmospheric cloud forms or precipitation forms which occur in the troposphere;

"(3) 'operation' means the performance of weather modification and control activities entered into for the purpose of producing, or attempting to produce, a certain modifying effect within one geographical area over one continuing time interval not exceeding four years; and

"(4) 'research and development' means theoretical analysis, exploration, experimentation, and the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes."

Sec. 2. Section 14.061, Water Code, as amended, is amended¹⁵ to read as follows:

"Sec. 14.061. Issuance of Permit

"(a) The board, in accordance with its regulations, and upon a finding that the weather modification and control operation as proposed in the permit application will not significantly dissipate the clouds and prevent

14. V.T.C.A. Water Code, § 14.002.

15. V.T.C.A. Water Code, § 14.061.

their natural course of developing rain in the area where the operation is to be conducted to the material detriment of persons or property in that area, may issue a weather modification permit to each applicant who:

"(1) holds a valid weather modification license;

"(2) pays the permit fee;

"(3) publishes a notice of intention and submits proof of publication as required by this chapter; and

"(4) furnishes proof of financial responsibility.

"(b) The Board shall, if requested by at least 25 persons, hold at least one public hearing in the area where the operation is to be conducted prior to the issuance of a permit."

Sec. 3. Section 14.063, Water Code, is amended ¹⁶ to read as follows:

"Sec. 14.063. Scope of Permit

"A separate permit is required for each operation. If an operation is to be conducted under contract, a permit is required for each separate contract. The board shall not issue a permit for a contracted operation unless it covers a continuous period not to exceed four years."

Sec. 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 30, 1975, by a non-record vote; and that the House concurred in Senate amendments to H. B. No. 1089 on June 1, 1975, by a non-record vote; passed by the Senate, with amendments, on May 31, 1975: Yeas 28, Nays 2.

Approved June 19, 1975.

Effective Sept. 1, 1975, 90 days after date of adjournment.

DISTRICT JUDGES—COMPENSATION—JEFFERSON COUNTY

CHAPTER 539

H. B. No. 1096

An Act relating to the compensation paid from county funds to the District Judges of the 58th, 60th, 136th, 172nd Judicial Districts and Criminal District Court of Jefferson County for services rendered to the county; amending Section 1, Chapter 212 of the 59th Legislature, 1965 (Article 6819a—39, Vernon's Texas Civil Statutes); and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Section 1, Chapter 212, Acts of the 59th Legislature, 1965 (Article 6819a—39, Vernon's Texas Civil Statutes), is amended ¹⁷ to read as follows:

"Section 1. In addition to the compensation paid by the State of Texas to the District Judges, the Commissioners Court of Jefferson County may pay District Judges of the 58th Judicial District, the 60th Judicial

¹⁶. V.T.C.A. Water Code, § 14.063

¹⁷. Vernon's Ann.Civ.St. art. 6819a—39, § 1